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By: **Senator Green**  
Introduced and read first time: February 3, 2000  
Assigned to: Judicial Proceedings

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Committee Report: Favorable  
Senate action: Adopted  
Read second time: March 7, 2000

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Police Training Commission - Police Officer - Definition**

3 FOR the purpose of adding the Department of Labor, Licensing, and Regulation Police  
4 Force to the definition of police officer under the law relating to the Police  
5 Training Commission; and generally relating to the Police Training Commission.

6 BY repealing and reenacting, with amendments,  
7 Article 41 - Governor - Executive and Administrative Departments  
8 Section 4-201(a)  
9 Annotated Code of Maryland  
10 (1997 Replacement Volume and 1999 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article 41 - Governor - Executive and Administrative Departments**

14 4-201.

15 (a) As used in this section:

16 (1) "Approved police training school" means a school approved and  
17 authorized by the Police Training Commission to offer police training programs as  
18 prescribed in this section.

19 (2) "Commission" means the Police Training Commission or officers or  
20 employees thereof acting on its behalf.

1 (3) "County" means any county which within its jurisdiction has or will  
2 have a law enforcement unit as defined in this section.

3 (4) (i) "Law enforcement unit" means any governmental police force,  
4 sheriff's department, security force or law enforcement organization of the State,  
5 county, or municipality which has by statute, ordinance, or common law, the authority  
6 for enforcing the general criminal laws of this State.

7 (ii) Law enforcement unit does not mean those members of the  
8 Maryland National Guard who are under the control and jurisdiction of the Military  
9 Department, and who are charged with exercising police powers in and for the  
10 military property, designated as the Glenn L. Martin State Airport, to which they are  
11 assigned.

12 (5) "Municipality" means any incorporated city of any class which,  
13 within its jurisdiction has or will have a law enforcement unit as defined in this  
14 section.

15 (6) "Permanent appointment" means the appointment of a person who  
16 has satisfactorily met the minimum standards of the Commission and is certified as a  
17 police officer.

18 (7) "Police official" means a full-time police officer employed by a  
19 governmental agency having administrative responsibility.

20 (8) (i) "Police officer" means a person who has the authority to enforce  
21 the general criminal laws of this State and is a member of any of the following law  
22 enforcement units:

- 23 1. Department of State Police;
- 24 2. Baltimore City Police Department;
- 25 3. Police department, bureau, or force of a county;
- 26 4. Police department, bureau, or force of an incorporated city  
27 or town;
- 28 5. Mass Transit Administration Police Force, the Maryland  
29 Port Administration Police Force of the Department of Transportation, or the  
30 Maryland Transportation Authority Police Force;
- 31 6. Police Force of the University of Maryland or Morgan  
32 State University;
- 33 7. Sheriff's department of any county or Baltimore City;
- 34 8. Natural Resources Police Force or the Forest and Park  
35 Service Police Force of the Department of Natural Resources;

1                                   9.       Security Force of the Department of General Services; or  
 2 State, county or municipality security force if the special police officers are appointed  
 3 under the provisions of § 4-901 of this article;

4                                   10.       Housing Authority of Baltimore City Police Force;

5                                   11.       Baltimore City School Police Force; [or]

6                                   12.       Crofton Police Department; OR

7                                   13.       DEPARTMENT OF LABOR, LICENSING, AND REGULATION  
 8 POLICE FORCE.

9                                   (ii)       Police officer does not mean a person serving as such solely by  
 10 virtue of his occupying any other office or position, nor does the term include a sheriff,  
 11 Secretary of the State Police, commissioner of police, deputy or assistant  
 12 commissioner of police, chief of police, deputy or assistant chief of police, or any  
 13 person having an equivalent title who is appointed or employed by a government to  
 14 exercise equivalent supervisory authority. The term also does not mean any member  
 15 of the Maryland National Guard who is under the control and jurisdiction of the  
 16 Military Department, and who is charged with exercising police powers in and for the  
 17 military property, designated as the Glenn L. Martin State Airport, to which the  
 18 individual is assigned. However, any person who is exempt under this provision may  
 19 be certified as a police officer if that person meets the selection and training  
 20 standards of the Commission.

21                                   (iii)       "Police officer" includes:

22                                   1.       A member of the Investigative Services Unit of the  
 23 Comptroller's Office;

24                                   2.       The State Fire Marshal or a full-time investigative and  
 25 inspection assistant of the Office of the State Fire Marshal; and

26                                   3.       An investigator of the Internal Investigative Unit of the  
 27 Department of Public Safety and Correctional Services.

28                                   (9)       "Police supervisors" means those police or law enforcement officers  
 29 who have been promoted from the patrolman rank to first-line supervisory duties.

30                                   (10)       "Police administrator" means those police or law enforcement officers  
 31 who have been promoted from the noncommissioned rank to first-line administrative  
 32 duties up to but not exceeding the rank of captain.

33       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 34 October 1, 2000.

